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PTO/SB/21 (08-00)  
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| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> | Application Number   | 09/440,557             |        |
|  | Filing Date          | 11/15/1999             |        |
|  | First Named Inventor | Randolph B. Lipscher   |        |
|  | Group Art Unit       | 3626                   |        |
|  | Examiner Name        | MORGAN, ROBERT W       |        |
| Total Number of Pages in This Submission   | 84                   | Attorney Docket Number | 800435 |

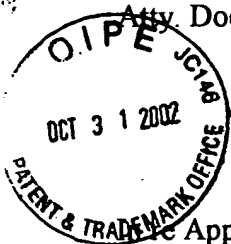
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| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |

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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                |
|--|----------------|
| Firm or Individual name                    | John R. Schell |
| Signature                                  |                |
| Date                                       | 10/25/2002     |

| CERTIFICATE OF MAILING  |                |
|---|----------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 10/25/2002 |                |
| Typed or printed name   | John R. Schell |
| Signature   |                |
| Date  | 10/25/2002     |

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App. Docket No. 09/440,557

PATENT

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10/15/02  
E/EC  
er  
10/25/02

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**


Application of: Lipscher et al.  
Serial Number: 09/440,557  
Filing Date: 11/15/1999  
Examiner: MORGAN, ROBERT W.  
Group Art Unit: 3626  
For: ELECTRONIC HEALTHCARE INFORMATION AND DELIVERY  
MANAGEMENT SYSTEM

Asst. Commissioner of Patents  
**BOX NON FEE AMENDMENT**  
Washington, D.C. 20231

**Certification Under 37 C.F.R. 1.8**

Date of Mailing: October 25, 2001

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John Schell

Dear Sir:

**RESPONSE TO OFFICE ACTION**

Applicants hereby respectfully submit its Response to Restriction. This response is submitted within 30 days of mailing of the office action. As such, this Response is submitted before the shortened statutory period of one month. Therefore, no fee is required. Applicants appreciate the time and effort taken by the Examiner in providing the courtesy copy and in discussing the issue with Applicant's Representative.

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**IN THE ACTION**

In the Action, the Examiner alleges that the claims are directed to three inventions. Invention I is identified as Claims 1-46, 58-68, 72-74, and 76-77. Invention II is identified as Claims 47-57 and 75. Invention III is identified as Claims 69-71, and 78. The Examiner states that inventions are subcombinations that are separately usable and thus distinct. Therefore the Restriction is made.

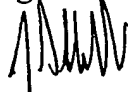
**ELECTION**

Applicants make the Election of the invention identified as invention I listed as covered in Claims 1-46, 58-68, 72-74, and 76-77. However, the Applicants reserve the right to the alleged non-elected inventions.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below.

Respectfully submitted,

Agent for Applicants



John R. Schell  
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Austin, TX 78704  
Tel. (512) 804-0385

Dated: October 25, 2001